

HB0780



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB0780

by Rep. Jaime M. Andrade, Jr.

SYNOPSIS AS INTRODUCED:

10 ILCS 5/21-1

from Ch. 46, par. 21-1

Amends the Election Code. Provides that no candidate for President or Vice President of the United States shall appear on the official ballot if that candidate has not filed copies of all of his or her tax returns with the State Board of Elections at least 50 days prior to the general election. Defines "tax returns" to mean any tax returns filed with the federal Internal Revenue Service for the 5-year period prior to the general election.

LRB100 06236 MLM 16271 b

A BILL FOR

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing Section
5 21-1 as follows:

6 (10 ILCS 5/21-1) (from Ch. 46, par. 21-1)

7 Sec. 21-1. Choosing and election of electors of President
8 and Vice-President of the United States shall be in the
9 following manner:

10 (a) In each year in which a President and Vice-President of
11 the United States are chosen, each political party or group in
12 this State shall choose by its State Convention or State
13 central committee electors of President and Vice-President of
14 the United States and such State Convention or State central
15 committee of such party or group shall also choose electors at
16 large, if any are to be appointed for this State and such State
17 Convention or State central committee of such party or group
18 shall by its chairman and secretary certify the total list of
19 such electors together with electors at large so chosen to the
20 State Board of Elections.

21 The filing of such certificate with the Board, of such
22 choosing of electors shall be deemed and taken to be the
23 choosing and selection of the electors of this State, if such

1 party or group is successful at the polls as herein provided in
2 choosing their candidates for President and Vice-President of
3 the United States.

4 (b) The names of the candidates of the several political
5 parties or groups for electors of President and Vice-President
6 shall not be printed on the official ballot to be voted in the
7 election to be held on the day in this Act above named. In lieu
8 of the names of the candidates for such electors of President
9 and Vice-President, immediately under the appellation of party
10 name of a party or group in the column of its candidates on the
11 official ballot, to be voted at said election first above named
12 in subsection (1) of Section 2A-1.2 and Section 2A-2, there
13 shall be printed within a bracket the name of the candidate for
14 President and the name of the candidate for Vice-President of
15 such party or group with a square to the left of such bracket.
16 Each voter in this State from the several lists or sets of
17 electors so chosen and selected by the said respective
18 political parties or groups, may choose and elect one of such
19 lists or sets of electors by placing a cross in the square to
20 the left of the bracket aforesaid of one of such parties or
21 groups. Placing a cross within the square before the bracket
22 enclosing the names of President and Vice-President shall not
23 be deemed and taken as a direct vote for such candidates for
24 President and Vice-President, or either of them, but shall only
25 be deemed and taken to be a vote for the entire list or set of
26 electors chosen by that political party or group so certified

1 to the State Board of Elections as herein provided. Voting by
2 means of placing a cross in the appropriate place preceding the
3 appellation or title of the particular political party or
4 group, shall not be deemed or taken as a direct vote for the
5 candidates for President and Vice-President, or either of them,
6 but instead to the Presidential vote, as a vote for the entire
7 list or set of electors chosen by that political party or group
8 so certified to the State Board of Elections as herein
9 provided.

10 (b-5) Notwithstanding the provisions of subsection (b) of
11 this Section, no candidate for President or Vice President of
12 the United States shall appear on the official ballot if that
13 candidate has not filed copies of all of his or her tax returns
14 with the State Board of Elections. The tax returns must be
15 filed at least 50 days prior to the general election.

16 As used in this subsection (b-5), "tax returns" means any
17 tax returns filed with the federal Internal Revenue Service for
18 the 5-year period prior to the general election.

19 (c) Such certification by the respective political parties
20 or groups in this State of electors of President and
21 Vice-President shall be made to the State Board of Elections
22 within 2 days after such State convention or meeting of the
23 State central committee in which the electors were chosen.

24 (d) Should more than one certificate of choice and
25 selection of electors of the same political party or group be
26 filed by contesting conventions or contesting groups, it shall

1 be the duty of the State Board of Elections within 10 days
2 after the adjournment of the last of such conventions to meet
3 and determine which set of nominees for electors of such party
4 or group was chosen and selected by the authorized convention
5 of such party or group. The Board, after notice to the chairman
6 and secretaries or managers of the conventions or groups and
7 after a hearing shall determine which set of electors was so
8 chosen by the authorized convention and shall so announce and
9 publish the fact, and such decision shall be final and the set
10 of electors so determined upon by the electoral board to be so
11 chosen shall be the list or set of electors to be deemed
12 elected if that party shall be successful at the polls, as
13 herein provided.

14 (e) Should a vacancy occur in the choice of an elector in a
15 congressional district, such vacancy may be filled by the
16 executive committee of the party or group for such
17 congressional district, to be certified by such committee to
18 the State Board of Elections. Should a vacancy occur in the
19 office of elector at large, such vacancy shall be filled by the
20 State committee of such political party or group, and certified
21 by it to the State Board of Elections.

22 (Source: P.A. 99-522, eff. 6-30-16.)